

Mr. Reitz stated this request is for approval to install wall signage on the westerly wall facing Lear Road. The overall signage is within the limits of the code and has no outstanding comments from departmental review.

There were no comments regarding this application from members.

Mr. Simonovich moved to approve the request of Verizon Wireless, 375-M Lear Road for the wall signage site plan. Mr. Fell seconded the motion.

AYES: All NAYS: None

Mr. Fell stated that this case has passed. The applicant can apply with the building department for the proper permits to install the sign.

**CASE NO. 016-09
CITY OF AVON LAKE SERVICE
DEPARTMENT STORAGE
BUILDING RECONSTRUCTION
SITE PLAN**

**REQUEST OF THE AVON LAKE SERVICE
DEPARTMENT, 750 AVON BELDEN ROAD, FOR
RECOMMENDATION OF APPROVAL OF THE
SITE PLAN TO RE-CONSTRUCT A 4,000
SQUARE FOOT STORAGE BUILDING. THIS
PROJECT IS LOCATED IN AN I INDUSTRIAL
ZONING DISTRICT.**

Mr. Reitz stated this project is for replacement of the former Quonset hut building that collapsed over the winter. The new building will match the styles and colors of the new building constructed last year. The new building will be 40 feet by 100 feet and will be used for cold storage of equipment. This plan is for replacement of the existing building and is therefore not an expansion.

There were no comments regarding this application from members.

Mr. Simonovich moved to approve the request of the City of Avon Lake Service Department for the Site Plan to re-construct a 4,000 square foot storage building. Mr. Fell seconded the motion.

AYES: ALL NAYS: NONE

Mr. Fell stated that this case has passed.

**CASE NO. 017-09
REVISION TO PLANNING AND
ZONING CODE 1240.06
ACCESSORY USE REGULATIONS
POOLS, SPAS AND HOT TUBS**

**RECOMMENDATION OF RUTH BOOHER,
ZONING ADMINISTRATOR TO UPDATE
SECTION 1240.06 ACCESSORY USE
REGULATIONS IN REGARDS TO SWIMMING
POOLS, SPAS AND HOT TUBS.**

Mr. Reitz stated this revision to the Planning and Zoning Code is to address the recommendation from the Zoning Administrator in regards to swimming pools, hot tubs and spas. Since the adoption of the 2006 Residential code there has been no effective code in place by the City related to these items.

Mr. Simonovich asked if #8 relating to sound might become an issue. Should this portion be taken out, this may be hard to enforce.

Mr. Zilka stated that he thought it would be easier to enforce if the noise portion is left in this code section. We can have the sound shielded if this is left in.

Mr. Fell asked if there was no code section relating to pools, spas and hot tubs up until this point.

Ms. Booher stated that there have been no definitions in the code, it just stated that a 4 foot barrier must be in place.

Mr. Fell stated that he is glad to see something going in the code then.

Mr. Knilans agreed that he thought that #8 sound of motor or pumps should be left in to make for easier enforcement of the noise.

Mr. Knilans moved to recommend approval to City Council the request of the Zoning Administrator to update code section 1240.06 Accessory Use Regulations. Mr. Zilka seconded the motion.

AYES: All NAYS: None

Mr. Fell stated this case has passed and will now move on to City Council for readings.

**CASE NO. 018-09
REVISION TO PLANNING AND
ZONING CODE 1260.09
PORTABLE STORAGE UNITS**

**RECOMMENDATION OF RUTH BOOHER,
ZONING ADMINISTRATOR TO CREATE CODE
SECTION 1260.09 PORTABLE STORAGE UNITS**

Mr. Reitz stated this proposed new code section was created by Zoning Administrator Booher to address a growing use of portable storage containers and the lack of codified control over the placement of such.

Mr. Fell asked if portable storage units are considered an out building like a shed.

Ms. Booher stated that no the only items considered accessory buildings are detached garages and sheds.

Mr. Fell moved to recommend approval to City Council the request of the Zoning Administrator to create Code Section 1260.09 Portable Storage Units. Mr. Knilans seconded the motion.

Mr. Zilka asked if the portable storage unit can stay on a property as long as a building is under construction and if it stays under construction for a long period of time.

Ms. Booher stated that with this code the portable storage unit will be limited to three months.

AYES: ALL NAYS: None

Mr. Fell stated this case has passed and will now move on to City Council for readings.

INFORMATIONAL ITEM

Mr. Fell asked Ms. Booher if any code will cover wind turbines. There has been much talk about wind turbines lately and it seems the interest has been increasing.

Ms. Booher stated that a new code is in the works now and is she is working on writing the code now.

DISCUSSION ITEM

Mr. Zilka asked about the status of the Scarpelli cell tower on Pin Oak Parkway. I understand that the light is out again.

Mayor Zuber stated that the fence is in process now and the light is on now.

Mr. Zilka asked what part of the fence is up.

Mayor Zuber stated that a couple of the posts have been put in.

Mr. Reitz stated that the light on top of the tower is plugged in at a light post in the parking lot of the Irish Heritage Center.

Mr. Fell asked if that was allowed per our code to be run all that way across the ground.

Mr. Reitz stated that he had discussed that issue with the building official Mr. Carleton yesterday and he believed that an inspector was going out to take a look at it and determine if it were to code. The permit was issued in November 2008 for the fence and last week two fence posts have been put in.

Mr. Zilka asked how many years the tower had been up and asked when it was going to be completed. The landscaping is part of the plan and needs to be completed.

Mayor Zuber thought the tower had been up for approximately 5 years now.

GENERAL PUBLIC COMMENT

None

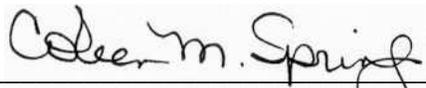
ADJOURNMENT

Mr. Knilans moved to adjourn at 7:50 p.m. the May 12, 2009 Planning Commission meeting.
Mr. Fell seconded the motion.

AYES: All NAYS: None

The next regular meeting of the Planning Commission will be on June 2, 2009.

Gary Fell, Chairperson



Coleen M. Spring, Recording Secretary